BEFORE THE DIVISION OF OIL, GAS AND MINING DEPARTMENT OF NATURAL RESOURCES STATE OF UTAH

---ooOoo---

IN THE MATTER OF TENTATIVE

DECISION TO APPROVE A LARGE

MINING AND RECLAMATION PLAN FOR SHAW ENVIRONEMTAL, INC.,

LIME PEAK QUARRY,

UTAH COUNTY, UTAH

NOTICE OF TENTATIVE

DECISION TO APPROVE

NO. M/049/047

---ooOoo---

THE STATE OF UTAH TO ALL OPERATORS, TAKERS OF PRODUCTION, MINERAL AND ROYALTY OWNERS, AND PARTICULARLY ALL PERSONS INTERESTED IN SECTIONS 4, 5 AND 8, TOWNSHIP 10 SOUTH, RANGE 2 WEST, SLBM, UTAH COUNTY, UTAH.

Notice is hereby given by the Division of Oil, Gas and Mining of its tentative decision to approve the Large Mining Operations Notice of Intention for Shaw Environmental's Lime Peak Quarry. Mining activities will affect the following areas: portions of: the west 1/2 of the southwest 1/4 of section 4; the east 1/2 of the southeast 1/4 of the southeast 1/4 of section 5; and the northeast 1/4 of the northeast 1/4, the northeast 1/4 of the southwest 1/4 of the northwest 1/4, and the east 1/2 of the northwest 1/4 of the northwest 1/4

Shaw Environmental Inc. has submitted a permit application to combine four existing small mining projects into one large mining operation, with additional area for future use. Reclamation surety will be provided to the Division for the proposed project disturbance. The operator will employ the following mining and reclamation techniques on approximately 24.7 acres of private land (some of which was disturbed historically).

During Operations: No permanent facilities are associated with this operation. Temporary structures include a 500-gallon fuel tank, a crusher and stacking facility. Prior to new disturbances, available soils will be salvaged for reclamation. No topsoil is available on the old quarry area in section 4. Stone in blasted and excavated from the quarry area and hauled to the processing area. Here is will be crushed and screened and stockpiled. Final product will be hauled by truck to various superfund mitigation areas in the Eureka area. Fugitive dust will be controlled by application of magnesium chloride and water. The operator has an Air Quality Approval Order for operation of the crusher.

After Operations: The quarry area will be left with an overall slope of 45 degrees (1h:1v). Because the pre-existing operation did not salvage soil materials, no soil will be

CERTIFICATE OF MAILING

I hereby certify that I caused a true and correct copy of the foregoing Notice of Tentative Decision to Approve the Large Mining Notice of Intention for Shaw Environmental, Inc.'s Lime Peak Quarry project, M/049/047 to be sent via facsimile, electronic mail, or mailed by first class mail, postage prepaid, the <u>23rd</u> day of September, 2005 to:

FACSIMILE: 237-2776 and E-MAIL: naclegal@nacorp.com Salt Lake Tribune Advertising Department 116 Regent Street P.O. Box 45838 Salt Lake City, Utah 84145

FACSIMILE: (435) 489-7021 and E-MAIL: artcity@avpro.com
Eureka Reporter
Legal Advertising
269 East 400 South
Springville, Utah 84663-1850

FACSIMILE: (801) 373-373-5489 and E-MAIL: dhlegals@heraldextra.com
The Daily Herald
Legal Advertising
1555 North Freedom Boulevard
P.O. Box 717
Provo, Utah 84603

CERTIFIED RETURN RECEIPT 7002 0510 0003 8603 3097 Tom Mathison Shaw Environmental, Inc. 2790 Mosside Boulevard Monroeville, Pennsylvania 15146

Bryce Armstrong, Assistant Director Utah County Office of Planning 100 East Center, Suite 3800 Provo, Utah 84606 Richard Schreiber Chief Consolidated Mining 1629 Locust Street Philadelphia, Pennsylvania 19103-6304

Rex Rowley Bureau of Land Management Fillmore Field Office 35 East 500 North Fillmore, Utah 84631

Quest Capitol Corporation 570 Granville Street, Suite 900 Vancouver, BC V6C 3P1 Canada

Joelle Burns, Secretary

O:\M049-Utah\M0490047-LimePeakQuarries\final\public-notice-09232005.doc